



# Journal of the House

State of Indiana

114th General Assembly

First Regular Session

Forty-seventh Meeting Day

Wednesday Morning

April 20, 2005

The House convened at 10:00 a.m. with the Speaker Pro Tempore, Representative Turner, in the Chair.

The invocation was offered by Representative Marlin A. Stutzman.

The Pledge of Allegiance to the Flag was led by Representative Michael A. Ripley.

The Chair ordered the roll of the House to be called:

T. Adams ☐	Klinker
Aguilera	Koch
Alderman	Kromkowski
Austin	Kuzman
Avery	L. Lawson
Ayres	Lehe
Bardon	Leonard
Bauer ☐	J. Lutz
Becker	Mahern
Behning	Mays
Bischoff	McClain
Borders	Messer ☐
Borror	Micon
Bottorff ☐	Moses
Bright	Murphy
C. Brown	Neese
T. Brown	Noe
Buck	Orentlicher
Budak	Oxley
Buell	Pelath
Burton ☐	Pflum
Cheney	Pierce
Cherry	Pond
Cochran	Porter
Crawford	Reske
Crooks	Richardson
Davis	Ripley
Day	Robertson
Denbo	Ruppel
Dickinson	Saunders
Dobis	J. Smith
Dodge	V. Smith
Duncan	Stevenson
Dvorak	Stilwell
Espich	Stutzman
Foley	Summers
Friend ☐	Thomas
Frizzell	Thompson
Fry	Tincher
GiaQuinta	Torr
Goodin	Turner
Grubb	Ulmer ☐
Gutwein	VanHaaften
E. Harris	Walorski
T. Harris	Welch
Heim	Wetstone
Hinkle	Wolkins
Hoffman	Woodruff
Hoy	Yount ☐
Kersey ☐	Mr. Speaker

Roll Call 543: 91 present; 9 excused. The Chair announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

## HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Thursday, April 21, 2005 at 10:00 a.m.

DAVIS

Motion prevailed.

## RESOLUTIONS ON FIRST READING

### House Resolution 62

Representative Borders introduced House Resolution 62:

A HOUSE RESOLUTION to recognize North Daviess Community Schools for the technological impact they have on students and the community.

*Whereas, With the help of state, federal, and private funding, the teachers, administrators, board members, students, and community members of North Daviess Community Schools have demonstrated extraordinary effort and integrated technology into their daily lives;*

*Whereas, North Daviess Community Schools was instrumental in successfully bringing technology to the homes of many members of the economically deprived area;*

*Whereas, Many members of the community are more marketable for the various jobs in the area because of the technological training received at North Daviess Community Schools;*

*Whereas, By embracing the changes in teaching styles, North Daviess Community Schools is reaching students by incorporating technology into the curriculum;*

*Whereas, North Daviess Community Schools' partnerships with the local library have made laptops available for student and community use;*

*Whereas, Through North Daviess Community Schools' partnership with the Daviess County Adult Literacy group, technology training has been offered for community members; and*

*Whereas, Under the leadership of Technology Coordinator, Todd Whitlock, North Daviess Community Schools staff and students provide in-service training for other schools in Southern Indiana: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives does recognize North Daviess Community Schools for the technological impact they have on students and the community.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Todd Whitlock, Technology Coordinator, North Daviess Community Schools.

The resolution was read a first time and adopted by voice vote.

### House Concurrent Resolution 62

Representatives Buck and J. Smith introduced House Concurrent Resolution 62:

A CONCURRENT RESOLUTION congratulating Kaitlyn Marie Christopher on her selection as Miss Indiana USA 2005.

*Whereas, On Sunday, November 14, 2004, Kaitlyn Marie Christopher of Kokomo, Indiana, was named Miss Indiana USA 2005;*

*Whereas, Kaitlyn, 18, was also chosen as Miss Photogenic during the pageant;*

*Whereas, Kaitlyn attends Indiana University Purdue University Indianapolis (IUPUI), where she is a pre-veterinary medical student;*

*Whereas, Although busy with her school work, Kaitlyn finds time to volunteer at George Washington Elementary School, working with special needs children, and at Pals for Paws, an animal rescue organization;*

*Whereas, Kaitlyn is an IUPUI Dean of Faculties Scholar, an IUPUI Freshman Service Scholar, and a VICA Interview winner;*

*Whereas, Kaitlyn's career ambition is to become a runway model and to open her own veterinary office; and*

*Whereas, Kaitlyn Marie Christopher is a wonderful ambassador for the state of Indiana and will represent the citizens of the Hoosier state with pride throughout her reign: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:*

SECTION 1. That the Indiana General Assembly wishes to congratulate Kaitlyn Marie Christopher on her selection as Miss Indiana USA 2005.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Kaitlyn Marie Christopher and her family.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Hershman and Drozda.

### House Concurrent Resolution 63

Representatives Thompson and Whetstone introduced House Concurrent Resolution 63:

A CONCURRENT RESOLUTION honoring the Tri-West Hendricks High School Academic Decathlon team.

*Whereas, The Tri-West Hendricks High School Academic Decathlon Team captured the 2005 state championship in the small school division at Purdue University in West Lafayette, Indiana on February 10th and 11th;*

*Whereas, The Tri-West Hendricks High School team advanced to the state competition after winning their Area competition at Madison High School on January 22;*

*Whereas, The Tri-West Hendricks High School team won eight subject area plaques, a first in the history of academic decathlon for its team;*

*Whereas, The Tri-West Hendricks High School team also won the Super Quiz competition over all schools with this year's Super Quiz topic being Astronomy;*

*Whereas, The Tri-West Hendricks High School team was the smallest school at the Academic- Decathlon State Championship Competition;*

*Whereas, The members of the 2004-05 Tri-West Hendricks High School Academic Decathlon team are: Cody Allison, Angel Mirzad, Melissa Martinez, Amanda Odom, Ashley Engel, Nick Long, Robert May, Cory Woodrum and Travis Summitt;*

*Whereas, The Tri-West Hendricks High School team won this title under the leadership of Head Coach Eileen Lurker along with the team of Subject Area coaches: Adam Love, Brad Gillum, Tim Kern, Kate Stroup, Marge Emmert and Cheryl Hahn;*

*Whereas, This victory marks the twelfth state championship for the Tri-West Hendricks High School team; and*

*Whereas, This state title is a continuation of the long line of successes achieved by the Tri-West Hendricks High School academic teams: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:*

SECTION 1. That the Indiana General Assembly congratulates the Tri-West Hendricks High School Academic Decathlon Team for capturing the state championship for the small school division in the Hoosier Academic Decathlon state championship and wishes the team members continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to team members Cody Allison, Angel Mirzad, Melissa Martinez, Amanda Odom, Ashley Engel, Nick Long, Robert May, Cory Woodrum and Travis Summitt, coach Eileen Lurker and Subject Area coaches Adam Love, Brad Gillum, Tim Kern, Kate Stroup, Marge Emmert and Cheryl Hahn.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Harrison and C. Lawson.

### House Concurrent Resolution 65

Representatives Thompson and Whetstone introduced House Concurrent Resolution 65:

A CONCURRENT RESOLUTION to honor the Tri-West High School football team for winning the 2004 Indiana High School Class 2A football championship.

*Whereas, The 2004 Indiana High School Class 2A football championship was held in the RCA Dome in Indianapolis on November 26th;*

*Whereas, The Tri-West Bruins posted an undefeated regular season with 15 wins leading up to the 2004 championship game;*

*Whereas, Tri-West emerged victorious in this year's 62-21 rout against the No. 4 ranked Eastbrook Panthers;*

*Whereas, Tri-West's sophomore quarterback, Tyler Bruce, completed 16-of-25 passes for 302 yards and three touchdowns and ran for 101 yards on nine carries, including two touchdown runs;*

*Whereas, Junior wide receiver/defensive back Chris Rutherford had five catches for 97 yards, including a 2-yard touchdown catch and an 85-yard interception return;*

*Whereas, Bruins' senior running back, Adam Quilter, opened the game's scoring with a 15-yard touchdown run and finished the game with 79 yards on 15 carries;*

*Whereas, The Tri-West Bruins were skillfully coached by Head Coach and Athletic Director Mark Haste along with his talented team of assistant coaches; and*

*Whereas, This is the Bruins 2nd Consecutive Class 2A State Title and their 3rd overall: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:*

SECTION 1. That the Indiana House of Representatives, the Senate concurring, does honor the Tri-West High School football team for winning the 2004 Indiana High School Class 2A football championship.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Head Coach and Athletic Director Mark Haste.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Harrison and C. Lawson.

### House Concurrent Resolution 64

Representatives Bauer, Kromkowski, Dvorak, and Fry introduced House Concurrent Resolution 64:

A CONCURRENT RESOLUTION congratulating South Bend St. Joseph's High School on its victory in the Indiana High School Athletic Association Class 3A girls' basketball state championship.

*Whereas, Number one ranked South Bend St. Joseph's High School defeated Corydon Central High School 70-57 to win its first Class 3A Indiana High School Athletic Association girls' basketball state title;*

*Whereas, The 25-1 St. Joseph's Indians entered the final game with a 69.4 scoring average, the highest in the state, and set a record for the most points scored in a quarter with 24 points in the final eight minutes;*

*Whereas, The St. Joseph's Indians had three players in double figures in the championship game: junior guard Melissa Lechlitner scored 28 points, senior forward Aimee Litka with 21 points, and sophomore guard Sydney Smallbone with 14 points;*

*Whereas, Aimee Litka, who will play at Valparaiso University next year, is the school's all time leading scorer with 1,698 points, and Melissa Lechlitner, who will play at the University of Notre Dame, was the championship game's high scorer;*

*Whereas, Melissa Lechlitner and Aimee Litka each made three of four attempted three point shots, tying the record for three point shots made;*

*Whereas, St. Joseph's set new Class 3A records with eight three-pointers made and a .571 shooting percentage from three-point range in hitting eight of 14 attempts; and*

*Whereas, The team's state championship and great season are the result of a total team effort, and each member of the team, the managers, and the coaching staff should be praised for their superior performance and team spirit: Therefore,*

*Be it resolved by the House of Representatives  
of the General Assembly of the State of Indiana,  
the Senate concurring:*

SECTION 1. That the members of the Indiana General Assembly congratulate the members and coaches of the South Bend St. Joseph's High School girls' basketball team on its recent championship victory in the Class 3A girls' basketball state finals and wish them continued success in all their future endeavors.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the team members, coaches, and assistant coaches, athletic director, Principal Daniel Swygart, and Superintendent Michelle Hittie.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Broden and Zakas.

The Speaker Pro Tempore yielded the gavel to the Speaker.

### House Concurrent Resolution 66

Representatives Porter, Ayres, C. Brown, Crawford, Dickinson, E. Harris, Mays, V. Smith, Summers, Day, and Bardon introduced House Concurrent Resolution 66:

A CONCURRENT RESOLUTION condemning the genocide in Darfur, Sudan, and calling for action.

*Whereas, Since February 2003, government-backed militias, known as the Janjaweed, have been engaging in a systematic program of expulsion, starvation, rape, and murderous violence to wipe out entire communities of African tribal farmers, resulting in the death of over 335,000 innocent civilians and the internal displacement of over two million people, only half of whom are receiving aid, and 213,000 of whom are refugees having fled to neighboring Chad;*

*Whereas, Nearly 1.5 million people are currently receiving food assistance, 22% of whom are under the age of five, and roughly 10,000 people per month are dying from disease or malnutrition;*

*Whereas, In recent months, the situation has deteriorated significantly, the fighting has escalated, and several relief organizations, unable to protect their workers, have pulled out of the region, further limiting access to protection and aid for refugees;*

*Whereas, The United States Administration and Congress have termed the crisis in Sudan "genocide";*

*Whereas, President Bush has demanded that the Sudanese government stop the genocide in the Darfur region, the United States House and Senate have voted unanimously to condemn the genocide in Darfur, and, for the first time in its history, the Committee on*

*Conscience of the United States Holocaust Memorial Museum has declared a "genocide emergency" in Sudan; and*

*Whereas, The Indiana General Assembly looks in horror upon the persecution of any group based on race, religion, ethnicity, or other distinctions used to degrade the value of any human life and, that as people of conscience, we have a responsibility to speak out in the face of genocide: Therefore,*

*Be it resolved by the House of Representatives  
of the General Assembly of the State of Indiana,  
the Senate concurring:*

SECTION 1. That the Indiana General Assembly commends the Bush Administration and Congress, as well as the United States Holocaust Memorial Museum, for their leadership in declaring the Sudanese crisis "genocide" and for seeking a peaceful resolution to the conflict in Darfur and addressing the humanitarian crisis.

SECTION 2. That the Indiana General Assembly expresses its serious concern over the growing insecurity and violence in Darfur, the region's dire humanitarian situation, continued violations of human rights, and repeated breaches of the cease-fire.

SECTION 3. That the Indiana General Assembly expresses its outrage at the inaction of the international community and calls on Congress and President Bush to provide the necessary leadership for an international effort to stop the genocide in Darfur, encourage humanitarian assistance to all those in need, and make the protection of the civilian population the highest priority.

SECTION 4. That the Indiana General Assembly encourages statewide activism and increased awareness through education of the situation in the Sudan.

SECTION 5. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the President of the United States and the members of the Indiana congressional delegation.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution. Senate sponsors: Senators Rogers, Howard, S. Smith, Breaux, and Dillon.

### House Resolution 63

Representative Davis introduced House Resolution 63:

A HOUSE RESOLUTION to recognize Albany Emergency Medical Services (EMS) for its many accomplishments during the last 30 years.

*Whereas, Albany EMS was established in 1975;*

*Whereas, Albany EMS has been in service 24 hours a day, 365 days a year since 1975;*

*Whereas, Albany EMS has been recognized as the State of Indiana Basic Life Support (BLS) Provider of the Year in 1987, 1995, and 2001;*

*Whereas, Shannon Henry and Mike Foster of Albany EMS won the State of Indiana Heroic Rescue Award in 1987;*

*Whereas, Carolyn Harshman of Albany EMS won the State of Indiana EMT of the Year in 1995;*

*Whereas, Jim Clevenger Jr. won the State of Indiana Primary Instructor of the Year in 1995;*

*Whereas, Albany EMS's EMT class is known for producing thousands of EMTs since 1987;*

*Whereas, Since 1987, Albany EMS has operated a successful Cadet Program for teenagers 14-18 years old; and*

*Whereas, In 30 years Albany EMS has produced Paramedics, Police Officers, Firefighters, Primary Instructors, Fire Chiefs, Nurses, a Flight Medic, and a Coroner: Therefore,*

*Be it resolved by the House of Representatives  
General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives does honor and recognize Albany Emergency Medical Service (EMS) for its many accomplishments during the last 30 years.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Brock Reagan, Executive Director, Albany EMS.

The resolution was read a first time and adopted by voice vote.

### House Resolution 64

Representative T. Harris introduced House Resolution 64:

A HOUSE RESOLUTION honoring Dr. Carolyn Kindley.

*Whereas, Dr. Carolyn Kindley has influenced the lives of Indiana Wesleyan University students for 38 years through teaching;*

*Whereas, Dr. Carolyn Kindley received her Doctor of Arts in Musicology from Ball State University, where her dissertation was Miriam's Timbrel: A Reflection of Wesleyan Methodism in America, 1843-1899;*

*Whereas, Dr. Carolyn Kindley has taught at Indiana Wesleyan University since 1967 in the areas of piano, music history, music appreciation, fine arts, and choir;*

*Whereas, Dr. Carolyn Kindley served as Chair of the Division of Fine Arts from 1986 to 1992 and has been a soloist with the Marion Philharmonic Orchestra; and*

*Whereas, Dr. Carolyn Kindley used her incredible musical talent and her understanding and respect for the history of music to give her students a love for music: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives expresses its gratitude to Dr. Carolyn Kindley for her years of dedicated service to the state of Indiana and the students she has taught throughout the years.

SECTION 2. That the Principal Secretary of the House of Representatives shall transmit copies of this resolution to Dr. Carolyn Kindley.

The resolution was read a first time and adopted by voice vote.

### House Resolution 65

Representative Becker introduced House Resolution 65:

A HOUSE RESOLUTION honoring the city of Evansville.

*Whereas, Evansville was selected as one of the 30 finalist communities for the 2004 All-American City Award;*

*Whereas, The All-American City Award, the nation's most prestigious civic recognition program sponsored by the National Civic League, "encourages and recognizes civic excellence, honoring communities in which community members, government, businesses, and nonprofit organizations demonstrate successful resolution of critical community issues";*

*Whereas, More than 4,000 communities have competed and nearly 500 have been named "All-American Cities" since its beginning in 1949;*

*Whereas, As one of the selected finalist cities, Evansville has demonstrated its ability to tackle challenges that appear insurmountable and produce positive and tangible results; and*

*Whereas, With its selection as one of the finalists for the All-American City Award, Evansville has shown the nation what its residents already knew—Evansville is a great place to live: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives congratulates the city of Evansville on its selection as one of the 30 finalist communities for the 2004 All-American City Award.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the members of the Metropolitan Evansville Chamber of Commerce and Mayor Jonathan Weinzapfel.

The resolution was read a first time and adopted by voice vote.

### House Resolution 66

Representatives L. Lawson and Orentlicher introduced House Resolution 66:

A HOUSE RESOLUTION commemorating the 60th anniversary of the liberation of the concentration camps in Europe.

*Whereas, 2005 marks the 60th anniversary of the end of the Holocaust, which was ruthlessly and tragically carried out by Nazi Germany under the leadership of Adolph Hitler;*

*Whereas, The Holocaust, a Greek word meaning sacrifice by fire, was the systematic murder of millions of innocent Jewish men, women, and children along with millions of others;*

*Whereas, An enormity of suffering was inflicted on Holocaust victims through mistreatment, brutalization, violence, torture, slave labor, highly questionable medical experimentation, death marches, and numerous other acts of cruelty that are known as "crimes against humanity";*

*Whereas, During the past 60 years, the Holocaust has provided the people of the world with a lesson in the importance of compassion; caring; kindness; an awareness of the dangers inherent in bigotry, racism, intolerance, and prejudice; and an understanding of the importance of appreciating diversity; and*

*Whereas, In a world where bigotry and intolerance still exist, it is more necessary than ever to communicate that hatred is a destructive force and that prejudice can lead to evil: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the members of the Indiana House of Representatives hereby resolve to commemorate the 60th anniversary of the Holocaust by designating May 6, 2005, as Holocaust Commemoration Day in the state of Indiana and encourage the state's citizens to commemorate the occasion through acts of compassionate caring and reflection on the terrible consequences and lessons of the Holocaust.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Jewish Federation of Northwest Indiana.

The resolution was read a first time and adopted by voice vote.

The House stood for a moment of silence remembering victims of the Holocaust.

### House Resolution 67

Representative Woodruff introduced House Resolution 67:

A HOUSE RESOLUTION to recognize Ellen Harper for her many accomplishments for Knox County.

*Whereas, Ellen Harper has dedicated seven years of hard work and service to the Vincennes Convention and Visitor's Bureau, fulfilling and going beyond her duties as Executive Director at the bureau;*

*Whereas, Ellen Harper championed the passage of an Innkeeper's Tax, which was responsible for bringing in significant revenue to Knox County to promote tourism;*

*Whereas, Ellen Harper was responsible for bringing directional signs to Knox County to facilitate tourists in finding historical sites within Knox County;*

*Whereas, Ellen Harper was instrumental in securing two billboards welcoming visitors to Knox County; and*

*Whereas, With her constant pursuit of excellence, Ellen Harper has admirably accomplished many great feats for Vincennes Convention and Visitor's Bureau as well as for Knox County as a whole: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives does honor and recognize Ellen Harper for her many accomplishments for Knox County.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Ellen Harper.

The resolution was read a first time and adopted by voice vote.

### House Resolution 68

Representative Budak introduced House Resolution 68:

A HOUSE RESOLUTION honoring Connie Van Slyke.

*Whereas, Connie Van Slyke is the mother of two daughters and a grandmother of five;*

*Whereas, As a mother and grandmother, Connie Van Slyke is well aware of the need to protect our children;*

*Whereas, Connie Van Slyke began working for the Division of Family and Children, Child Protection Services, in Porter County in January 1991;*

*Whereas, Connie Van Slyke transferred to LaPorte County in October 1991 and, during her more than 14 years as a family case manager, has worked with all LaPorte County law enforcement agencies, investigating over 2,800 cases involving physical and sexual abuse as well as neglect;*

*Whereas, In addition to her work as a family case manager, Connie Van Slyke has presented at the annual Prevent Child Abuse Indiana "Breaking the Cycle" conference on the importance of teamwork in the investigation of abuse cases. She, as part of a team of law enforcement officials, prosecuting attorney staff, and Child Protective Service investigators, has also attended training in Huntsville, Alabama, during which she helped create investigation teams and protocol for the processing of child abuse cases at the local level;*

*Whereas, For many years, Connie Van Slyke and her sister conducted the Foster Parent Scope Training that was required for all foster parents in LaPorte County; she also served on the Indiana Commission on Abused and Neglected Children; and*

*Whereas, Connie Van Slyke has devoted her life to making sure that Indiana's children live in safe and secure homes: Therefore,*

*Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives thanks Connie Van Slyke for her years of dedicated service to the children of Indiana.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Connie Van Slyke and her family.

The resolution was read a first time and adopted by voice vote.

### Senate Concurrent Resolution 64

The Speaker handed down Senate Concurrent Resolution 64, sponsored by Representatives Walorski and Bauer:

A CONCURRENT RESOLUTION recognizing the University of Notre Dame Women's Soccer team for winning the 2004 NCAA Division I National Championship.

*Whereas, On December 5, 2004, in one of the most exciting final games in the history of the NCAA Division I College Cup Final Four, the University of Notre Dame Women's Soccer team battled through 110 minutes of regulation and overtime play to triumph over UCLA in a 4-3 victory that was decided on penalty kicks;*

*Whereas, Lead by Captains Mary Boland, Gudrun Gunnarsdottir, and Melissa Tancredi; Head Coach Randy Waldrum and Assistant Coaches Alvin Alexander and Dawn Greathouse, the University of Notre Dame Women's Soccer program became only the second school ever to win multiple NCAA Division I Women's Soccer titles; and*

*Whereas, the University of Notre Dame Women's Soccer team finished the season 25-1-1, tying an NCAA record for the fourth most wins in the 23-year history of Division I Women's Soccer: Therefore,*

*Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:*

SECTION 1. That the Indiana General Assembly recognizes the members of the University of Notre Dame Women's Soccer team for winning the 2004 NCAA Division I National Championship.

SECTION 2. The Secretary of the Senate is hereby directed to transmit a copy of this resolution to the University of Notre Dame; Athletic Director, Kevin White; Head Coach, Randy Waldrum; and to each of the captains of the championship team.

The resolution was read a first time and adopted by voice vote. The Clerk was directed to inform the Senate of the passage of the resolution.

### CONFEREES AND ADVISORS APPOINTED

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

ESB 509      Conferees: Yount and Kuzman  
                   Advisors: Koch, Borrer, and VanHaaften

### MOTIONS TO DISSENT FROM SENATE AMENDMENTS

#### HOUSE MOTION

Mr. Speaker: I move that the House dissent from the Senate amendments to Engrossed House Bill 1265 and that the Speaker appoint a committee to confer with a like committee from the Senate and report back to the House.

POND

Motion prevailed.

### REPORTS FROM COMMITTEES

#### COMMITTEE REPORT

Mr. Speaker: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedures, to which was referred Engrossed House Bill 1137 because it conflicts with SEA 230-2005, SEA 296-2005, SEA 308-2005, and HEA 1288-2005 without properly recognizing the existence of SEA 230-2005, SEA 296-2005, SEA 308-2005, and HEA 1288-2005, has had Engrossed House Bill 1137 under consideration and begs leave to report back to the House with the recommendation that Engrossed House Bill 1137 be corrected as follows:

Page 11, line 5, after "IC 5-2-6-3.5" insert ", AS AMENDED BY SEA 230-2005, SECTION 1,".

Page 11, line 19, delete "IC 20-1-6-1)." and insert "IC 20-18-2-16).".

Page 11, line 20, delete "IC 20-10.1-1-3)." and insert "IC 20-18-2-12).".

Page 11, between lines 26 and 27, begin a new line double block indented and insert:

"(F) A neighborhood association that:

- (i) registers with the institute;
- (ii) includes a description of the geographic boundaries of the neighborhood association with its registration;
- (iii) requests a copy of the directory; and
- (iv) submits the name and address of a neighborhood association contact person to the institute at least one (1) time each year."

Page 11, line 27, delete "(F)" and insert "(G)".

Page 21, line 4, after "IC 6-1.1-31.5-3.5" insert ", AS AMENDED BY SEA 308-2005, SECTION 11,".

Page 21, line 5, delete "After December".

Page 21, line 6, delete "31,1998, each" and insert "Each".

Page 21, line 18, after "with" delete "a" and insert "an elected".

Page 21, line 19, delete "elected under IC 36-6-5-1".

Page 21, line 20, delete "under IC 36-6-5-1".

Page 24, line 11, after "IC 10-13-3-36" insert ", AS AMENDED BY HEA 1288-2005, SECTION 118,".

Page 25, line 1, delete "IC 20-10.1-1-3)" and insert "IC 20-18-2-12).".

Page 27, line 19, after "IC 20-12-12-1" insert ", AS AMENDED BY SEA 296-2005, SECTION 13,".

Page 27, line 33, delete "State" and insert "Community".

Page 27, line 33, after "College" delete "," and insert "of Indiana".

Page 30, between lines 32 and 33, begin a new paragraph and insert:

"SECTION 40. IC 20-20-13-6, AS ADDED BY HEA 1288-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) The educational technology program and fund is established to provide and extend educational technologies to elementary and secondary schools for:

(1) the 4R's technology grant program to assist school corporations (on behalf of public schools) in purchasing technology equipment:

(A) for kindergarten and grade 1 students, to learn reading, writing, and arithmetic using technology;

(B) for students in all grades, to understand that technology is a tool for learning; and

(C) for students in kindergarten through grade 3 who have been identified as needing remediation, to offer daily remediation opportunities using technology to prevent those students from failing to make appropriate progress at the particular grade level;

(2) providing educational technologies, including computers in the homes of students;

(3) conducting educational technology training for teachers; and

(4) other innovative educational technology programs.

(b) The department may also use money in the fund under contracts entered into with the ~~Indiana department of administration and the state data processing oversight commission~~ **office of technology established by IC 4-13.1-2-1** to study the feasibility of establishing an information telecommunications gateway that provides access to information on employment opportunities, career development, and instructional services from data bases operated by the state among the following:

(1) Elementary and secondary schools.

(2) Institutions of higher learning.

(3) Vocational educational institutions.

(4) Libraries.

(5) Any other agencies offering education and training programs.

(c) The fund consists of:

(1) state appropriations;

(2) private donations to the fund;

(3) money directed to the fund from the corporation for educational technology under IC 20-20-15; or

(4) any combination of the amounts described in subdivisions (1) through (3).

(d) The program and fund shall be administered by the department.

(e) Unexpended money appropriated to or otherwise available in the fund for the department's use in implementing the program under this chapter at the end of a state fiscal year does not revert to the state general fund but remains available to the department for use under this chapter.

(f) Subject to section 7 of this chapter, a school corporation may use money from the school corporation's capital projects fund as permitted under IC 21-2-15-4 for educational technology equipment.

SECTION 41. IC 20-20-16-2, AS ADDED BY HEA 1288-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. As used in this chapter, "telecommunications services and equipment" includes all telecommunication services and equipment eligible for universal service fund discounts as described:

(1) in the federal Telecommunications Act of 1996 (P.L.104-104, 110 Stat. 56 (1996)) and applicable regulations or orders issued under that act;

(2) by the Indiana utility regulatory commission as allowed under the federal act; or

(3) in the ~~intelenet commission~~ **office of technology established by IC 4-13.1-2-1** or state library technology grant programs.

SECTION 42. IC 20-20-16-3, AS ADDED BY HEA 1288-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3. The ~~intelenet commission~~ **office of technology established by IC 4-13.1-2-1**, with the

department of education and the state library, shall coordinate available federal and state funds and funding mechanisms to accomplish full access to telecommunications services and equipment by all schools, libraries, and rural health care providers as defined in:

(1) the federal Telecommunications Act of 1996 (P.L.104-104, 110 Stat. 56 (1996)) and regulations or orders issued under that act; or

(2) any regulations or orders issued by the Indiana utility regulatory commission in fulfillment of the state's obligations under the act."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1137 as reprinted April 9, 2005.)

WHETSTONE, Chair

PELATH, R.M.M.

MURPHY, Sponsor

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedures, to which was referred Engrossed House Bill 1553 because it conflicts with HEA 1288-2005 without properly recognizing the existence of HEA 1288-2005, has had Engrossed House Bill 1553 under consideration and begs leave to report back to the House with the recommendation that Engrossed House Bill 1553 be corrected as follows:

Page 2, line 16, after "IC 5-22-22-1" insert ", AS AMENDED BY HEA 1288-2005, SECTION 86,".

Page 3, line 14, delete "IC 20-14-3-4(c)." and insert "IC 36-12-3-5(c).".

Page 3, line 23, delete "IC 20-10.1-10." and insert "IC 20-26-12.".

Page 15, line 12, after "IC 36-1-11-1" insert ", AS AMENDED BY HEA 1288-2005, SECTION 234,".

Page 16, line 9, delete "IC 20-14-3-4(c)." and insert "IC 36-12-3-5(c).".

Page 16, line 18, delete "IC 20-10.1-10." and insert "IC 20-26-12.".

(Reference is to EHB 1553 as reprinted March 22, 2005.)

WHETSTONE, Chair

PELATH, R.M.M.

BUELL, Author

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedures, to which was referred Engrossed House Bill 1590 because it conflicts with P.L.4-2005 without properly recognizing the existence of P.L.4-2005, has had Engrossed House Bill 1590 under consideration and begs leave to report back to the House with the recommendation that Engrossed House Bill 1590 be corrected as follows:

Page 23, line 26, after "IC 36-7-14-39" insert ", AS AMENDED BY P.L.4-2005, SECTION 135,".

Page 24, line 34, delete "portion" and insert "part".

Page 24, line 38, delete "portion" and insert "part".

Page 26, line 30, delete "portion" and insert "part".

Page 26, line 41, delete "(A)" and insert "(i)".

Page 27, line 3, delete "(B)" and insert "(ii)".

Page 27, line 5, delete "(A)" and insert "(i)".

Page 27, line 6, delete "(B)" and insert "(ii)".

Page 28, line 36, delete "IC 4-4-6.1," and insert "IC 5-28-15,".

Page 29, line 6, delete "portion" and insert "part".

Page 29, line 21, delete "portion" and insert "part".

Page 51, line 28, after "IC 36-7-15.1-26" insert ", AS AMENDED BY P.L.4-2005, SECTION 138,".

Page 52, line 36, delete "portion" and insert "part".

Page 52, line 40, delete "portion" and insert "part".

Page 56, line 3, delete "IC 4-4-6.1," and insert "IC 5-28-15,".

Page 56, line 38, delete "portion" and insert "part".

Page 64, line 5, after "IC 36-7-15.1-53" insert ", AS AMENDED BY P.L.4-2005, SECTION 140,".

Page 67, line 15, delete " IC 4-4-6.1," and insert "IC 5-28-15,".  
(Reference is to EHB 1590 as printed April 1, 2005.)

WHETSTONE, Chair  
PELATH, R.M.M.  
MOSES, Author

Report adopted.

#### COMMITTEE REPORT

Mr. Speaker: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedures, to which was referred Engrossed Senate Bill 227 because it conflicts with SEA 223-2005 without properly recognizing the existence of SEA 223-2005, has had Engrossed Senate Bill 227 under consideration and begs leave to report back to the House with the recommendation that Engrossed Senate Bill 227 be corrected as follows:

Page 3, line 2, after "IC 9-24-11-5" insert ", AS AMENDED BY SEA 223-2005, SECTION 1,".

Page 4, between lines 4 and 5, begin a new paragraph and insert:  
"(f) This subsection applies to a permit or license issued after June 30, 2006, and before July 1, 2011. At the request of the permittee or licensee and if the permittee or licensee provides documentation from a medical laboratory or a blood center (as defined in IC 16-41-12-3), the bureau shall include the permittee's or licensee's blood type, including the rhesus (Rh) factor with the information required by subsection (a) on the permit or license. The permittee or licensee is responsible for the accuracy of the blood type information submitted under this subsection."

Page 4, line 5, after "IC 9-24-16-3" insert ", AS AMENDED BY SEA 223-2005, SECTION 2,".

Page 4, after line 41, begin a new paragraph and insert:  
"(d) This subsection applies to an identification card issued after June 30, 2006, and before July 1, 2011. At the request of an applicant for an identification card, and if the applicant for the identification card provides documentation from a medical laboratory or a blood center (as defined in IC 16-41-12-3), the bureau shall include the applicant's blood type, including the rhesus (Rh) factor with the information required by subsection (b) on the identification card. The applicant is responsible for the accuracy of the blood type information submitted under this subsection."

(Reference is to ESB 227 as printed March 22, 2005.)

WHETSTONE, Chair  
PELATH, R.M.M.  
BUELL, Sponsor

Report adopted.

#### OTHER BUSINESS ON THE SPEAKER'S TABLE

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has made the following change in conferees appointments to Engrossed House Bill 1314:

Conferee: Sipes replacing Skinner

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that pursuant to Rule 81(c) of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has made the following change in conferees appointments to Engrossed Senate Bill 307:

Advisor: Breaux replacing Craycraft

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed

Senate Bill 533 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Riegsecker, Chair; and Howard  
Advisors: Steele and Bowser

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has not concurred in House amendments to Engrossed Senate Bill 549 and the President Pro Tempore has appointed the following Senators a conference committee to meet and confer with a like committee of the House on said bill, and to report thereon:

Conferees: Long, Chair; and Broden  
Advisors: Kruse and L. Lutz

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has concurred in the House amendments to Engrossed Senate Bills 64, 340, and 539.

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1137.

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1553.

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has accepted and approved the Joint Rule 20 correction on Engrossed House Bill 1590.

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 227.

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 253.

MARY C. MENDEL  
Principal Secretary of the Senate

##### MESSAGE FROM THE SENATE

Mr. Speaker: I am directed by the Senate to inform the House that the Senate has passed House Concurrent Resolutions 47, 49, 50, 51, 52, 53, 54, 59, 62, 63, 64, and 65 and the same are herewith returned to the House.

MARY C. MENDEL  
Principal Secretary of the Senate

# HOUSE MOTION

Mr. Speaker: I move that House Rule 106.1 be suspended for the purpose of adding more than three cosponsors and that Representative GiaQuinta be added as cosponsor of Engrossed Senate Bill 419.

KOCH

The motion, having been seconded by a constitutional majority and carried by a two-thirds vote of the members, prevailed.

The House recessed until the fall of the gavel.

## RECESS

The House reconvened at 6:00 p.m. with the Speaker in the Chair.

## CONFEREES AND ADVISORS APPOINTED

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed House Bills (the Representative listed first is the Chair):

EHB 1265 Conferees: Pond and Tincher  
Advisors: Friend and Pelath

The Speaker announced the appointment of Representatives to conference committees on the following Engrossed Senate Bills:

ESB 89	Conferees: Cherry and Bottorff Advisors: Borders and Robertson
ESB 533	Conferees: Lehe and Mays Advisors: Buck, Saunders, and Stevenson
ESB 574	Conferees: Becker and Avery Advisors: Ayres, Espich, and V. Smith

Pursuant to House Rule 158, conference committee meetings were announced.

On the motion of Representative V. Smith, the House adjourned at 6:05 p.m., this twentieth day of April, 2005, until Thursday, April 21, 2005, at 10:00 a.m.

BRIAN C. BOSMA

Speaker of the House of Representatives

M. CAROLINE SPOTTS

Principal Clerk of the House of Representatives